



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

January 19, 2016 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 1/12/16 and 1/19/16
 - b. Order for Payroll period ending 1/13/16 Bi-Weekly #2
 - c. Order for Supplemental Payroll period ending 1/13/16 Bi-Weekly #2
 - d. Internal Audit Report of the Juvenile Justice Department for period of 11/1/14 - 10/31/15 with response letter from Director, Brent Norris dated 12/28/15
 - e. Internal Audit Report of the Community Supervision and Corrections Department for period of 10/1/14 - 9/30/15 with response letter from Interim Director, Dan Moore dated 1/5/16
- *2. Receive and file *Restitution Check List from Odyssey* submitted by Collections Improvement Program.
- *3. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.

- *4. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #1, December 17-30, 2015* submitted by Human Resources.
- *5. Receive and file *notice pursuant to H.B. 3059, Section 366.005 of Texas-New Mexico Power Company providing utility service to Galveston County* submitted by the County Judge.
- *6. Consideration of a *resolution honoring the retirement of Connie Nicholson* from Galveston County Professional Services submitted by County Legal.
- *7. Consideration of a *resolution honoring the retirement of Layne Harding* from the Galveston County Road & Bridge Department submitted by County Legal.
- *8. Consideration of a *resolution honoring the retirement of Rudy Altamirano* from the Galveston County Road & Bridge Department submitted by County Legal.
- *9. Consideration of a *resolution honoring the retirement of Lonnelle Childs-White* from the Galveston County Sheriff's Office submitted by County Legal.
- *10. Consideration of a *resolution honoring the retirement of Major Ray Tuttoilmondo* from the Galveston County Sheriff's Office submitted by County Legal.
- *11. Consideration of *(re) appointments to the Children Services Board* submitted by Commissioner, Precinct 4.
- *12. Consideration of *appointment of board member for the Coastal Health and Wellness Governing Board for the Galveston County Health District* submitted by the County Judge.
- *13. Consideration of *granting authority to County Judge to sign Resale Deeds on the following tax foreclosed properties* submitted by the County Judge:
 - a. **CAD#: 3229-0000-0032-000**
 - b. **CAD#: 1650-0000-0001-016**
- *14. Consideration of *approval of a professional engineering agreement with Dannenbaum Engineering for annual traffic count for the FM 646 PTF* submitted by the County Engineer.
- *15. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for Clear Creek Independent School District Adapted Physical Education Department for use of Walter Hall Park for the Adapted Physical Education Park Day Activity on Thursday, March 3, 2016 and for future events in the Spring of 2017 & 2018* submitted by the Parks & Cultural Services Department.

- *16. Consideration of *acceptance of the FY 2016 Texans Feeding Texans Grant from the Texas Department of Agriculture and authorize County Judge to sign required documents* submitted by the Grants Manager.
- *17. Consideration to *utilize CDBG Hurricane Ike Disaster Recovery Round 2 Housing funds for demolition of the structure at Pocket Park #3* submitted by Grants Manager and Director of Housing.
- *18. Consideration to submit *FY 2016 State Homeland Security Program Grant Application to the Texas Department of Public Safety and authorize County Judge to sign all required documents* as submitted by the Grants Manager.
- *19. Consideration to submit *FY 2016 Emergency Management Performance Grant Application to the Texas Department of Public Safety and authorize County Judge to sign all required documents* as submitted by the Grants Manager.
- *20. Receive and file *FEMA Alternate Project Approval Letter for Project Worksheet 14707* as submitted by the Grants Manager.
- *21. Receive and file *FEMA Alternate Project Approval Letter for Project Worksheet 7073* as submitted by the Grants Manager.
- *22. Consideration of *authorizing the estimated transfer of \$412,000 for the State Non-Federal share Private Hospital Medicaid Fund (IGT)* submitted by Professional Services.
- *23. Consideration of *approval authorizing Crystal Sarvis, Housing Operations Manager, signature designee authority for the Galveston County Housing Department* submitted by the Housing Department.
- *24. Consideration of *approval for the extension of contract between American HomeStar Corporation and Galveston County Housing Department, CDBG RD 2 Housing Disaster Recovery* submitted by the Housing Department.
- *25. Consideration of *approval to extend contracts for the CDBG Round 2 Single Family Rental Program between Galveston County and DSW Homes, SLSCO, LTD., Tegrity Homes* submitted by the Housing Department (previously approved on 01/08/16).
- *26. Consideration for *authorization to extend the contracts on the following bids* submitted by the Purchasing Agent:
 - a. Bid #B142001A Electrical Services for Galveston County
 - b. Bid #B152003 Cementitious Slurry Material
- *27. Consideration of *approval for Software Maintenance renewal for Cisco Meraki MX64-*

with CDW Government submitted by Information Technology.

- *28. Consideration of *approval for Maintenance agreement renewal for access control equipment with Schneider Electric Buildings* submitted by Information Technology.
- *29. Consideration of *approval of a renewal agreement between Gulf Coast Center and Galveston County for Mental Health Deputy* submitted by the Sheriff's Office.
- *30. Consideration of *approval of license renewal for mobile forensic software with Susteen Inc.* submitted by Sheriff's Office.
- *31. Consideration of *authorization for the County Judge to sign contracts between the County Elections Division and the City of Kemah to conduct their May 2016 entity elections* submitted by the County Clerk.
- *32. Consideration of *authorization for the County Judge to sign contracts for election services between the County Elections Division and the City of Clear Lake Shores to conduct their May 2016 entity elections* submitted by the County Clerk.
- *33. Receive and file *notice from Millennia Housing Development, Ltd. of Compass Pointe Galveston I, Ltd's application for 9% low income housing tax credit rehabilitation project at 3916 Winnie Street, Galveston, Texas 77550* submitted by the County Clerk.
- *34. Consideration of *approval of Third Party License and Services Agreement with Tyler Technologies, Inc.* submitted by County Clerk.
- *35. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:

a.	P392981	\$4,514.57	Over Payment
	R100126	\$3,008.91	Duplicate
	R115161	\$7,177.63	Duplicate
	R118621	\$5,476.53	Duplicate
	R118732	\$3,207.27	Duplicate
	R121087	\$2,733.01	Duplicate
	R122552	\$10,216.42	Over Payment
	R122941	\$11,743.63	Duplicate
	R123213	\$2,921.77	Duplicate
	R126098	\$6,254.49	Duplicate
	R126664	\$4,001.74	Duplicate
	R134400	\$2,709.92	Duplicate
	R144686	\$3,804.04	Duplicate
	R145229	\$2,626.39	Duplicate
	R153036	\$2,912.72	Duplicate
	R154005	\$5,089.56	Duplicate
	R158503	\$3,078.63	Duplicate

R162070	\$4,485.36	Duplicate
R162512	\$2,770.73	Duplicate
R164309	\$3,162.35	Duplicate
R166615	\$2,699.52	Duplicate
R167790	\$3,376.33	Duplicate
R170416	\$9,339.67	Duplicate
R185778	\$4,191.52	Duplicate
R195646	\$27,425.85	Over Payment
R205273	\$2,978.26	Duplicate
R215763	\$3,289.98	Duplicate
R228577	\$4,034.79	Duplicate
R229289	\$4,460.56	Over Payment
R293532	\$3,494.77	Duplicate
R363062	\$4,455.56	Duplicate
R365119	\$2,958.35	Duplicate
R366471	\$4,752.47	Duplicate
R371433	\$2,850.54	Duplicate
R381462	\$6,603.44	Duplicate
R388195	\$4,325.79	Over Payment
R389617	\$8,589.41	Over Payment

b.	R395504	\$3,252.22	Duplicate
	R399401	\$4,677.16	Duplicate
	R400461	\$3,727.97	Duplicate
	R401636	\$3,485.15	Duplicate
	R406096	\$3,049.52	Duplicate
	R414933	\$3,344.40	Duplicate
	R417615	\$3,707.68	Duplicate
	R419547	\$2,589.69	Duplicate
	R419797	\$7,796.57	Duplicate
	R425139	\$4,881.17	Duplicate
	R426027	\$3,157.79	Duplicate
	R426326	\$3,151.16	Duplicate
	R430891	\$3,763.48	Duplicate
	R434853	\$2,514.62	Duplicate
	R436368	\$2,868.93	Duplicate
	R440426	\$2,990.68	Duplicate
	R505829	\$3,099.87	Duplicate
	R506448	\$2,698.82	Duplicate
	R508113	\$2,971.16	Duplicate
	R510395	\$3,733.64	Duplicate
	R516345	\$4,926.72	Duplicate
	R519233	\$6,175.52	Duplicate
	R520846	\$3,722.60	Duplicate
	R524708	\$6,040.67	Duplicate

Action Agenda

36. Commissioner, Precinct 1

- a. Consideration of approval of law enforcement career ladder policy.

37. Housing Department

- a. Consideration of approval for the County Judge to sign a notice of finding of no significant impact and notice of intent to request release of funds.
- b. Consideration of approval of county lease for 6th Floor between County of Galveston and Horne LLP.

38. Professional Services

- a. Consideration of approval of request for cell phones for the following positions:
 - 1. Seawall Maintenance Supervisor
 - 2. Regional Operations Manager
 - 3. Facilities Technician I
 - 4. Mechanic II
- b. Consideration of approval of the following budget amendments:
 - 1. 16-049-0119-A
Flood Control - Request transfer from Flood Control Budgeted Reserves for review and update of the GC floodplain regulations
 - 2. 16-050-0119-B
Justice Court Precinct #4 - Request transfer from General Fund Budgeted Reserves for Travel and Education for four (4) clerks to attend the Odyssey User Conference
 - 3. 16-051-0119-C
County Records Mgmt & Preservation - Request transfer in County Records Management Department from Supplies and Materials account to Non-Capital account for security camera
 - 4. 16-052-0119-D
Fleet Management - Request transfer from General Fund Budgeted Reserves for Vehicle Make-Ready account

39. **County Legal**

- a. **Break into Executive Session:**
- b. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to claims on bonds in the County's Severe Repetitive Loss Elevation Program.
- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Memorandum of Understanding Between the Texas General Land Office and Galveston County, GLO Contract No. 16-210-000-9678.
- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Project Civic Access Settlement Agreement with the United States of America, DJ #204-74-343.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as-

permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 01-15-00797-CV, Hon. Lonnie Cox v. Hon. Mark Henry, et. al., in the Court of Appeals for the First Court of Appeals District of Texas.

- g. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- h. **Reconvene Into Regularly Scheduled Meeting.**
- i. Consideration of authorizing County Legal to prepare and file the annual report of Eminent Domain Authority as required by S.B. 1812 and appointment of Director of County Legal as primary contact.
- j. Consideration of authorizing County Judge to execute a Memorandum of Understanding Between the Texas General Land Office and Galveston County, GLO Contract No. 16-210-000-9678.
- k. Consideration of adopting a resolution authorizing the use of eminent domain powers to initiate condemnation proceedings under chapter 21 of the Texas Property Code with respect to the acquisition of 15.87 acres adjacent to and underlying Rollover Fish Pass, located on Bolivar Peninsula, Galveston County, Texas for the closure of the fish pass and the construction of a public park and amenities to access the Gulf of Mexico and Galveston Bay.
- l. Ratification from January 5, 2016 consent agenda item of consideration of approval of a contract with Cobb Fendley & Associates, Inc. for civil engineering for 64-acre park in Bacliff submitted by County Architect.
- m. Consideration of authorizing County Judge to execute an Interlocal Cooperation Agreement between the County of Galveston and High Island Independent School District concerning construction of an emergency shelter/community center.
- n. Consideration of authorizing Director of County Legal to submit a written report reporting Galveston County actions under the Project Civic Access Settlement-

Agreement with the United States of America, DJ #204-74-343.

- o. Consideration of approval of agreements in each of the thirteen homes in the Severe Repetitive Loss Elevation Program for which Expert House Movers served as the Elevation Contractor and in which claims on performance bonds have been made to complete each project and authorizing the County Judge to execute each agreement; such projects are at: 20 Edgewater Street, Hitchcock; 53 Lakeside Drive, Hitchcock; 58 Lakeside Drive, Hitchcock; 79 Bayou Vista Drive, Hitchcock; 320 Empress Lane, League City; 616 Bel Road, Kemah; 631 Clear Lake Road, Clear Lake Shores; 1010 Rosewood Drive, Dickinson; 1036 E. Canal Street, Crystal Beach; 1629 Dick Bay Drive, San Leon; 1653 Dick Bay Drive, San Leon; 7026 Terrasso Drive, Hitchcock; and 16511 Jamaica Beach Road, Jamaica Beach.

Adjourn

WORKSHOP AGENDA

1. Discuss New Fleet Policy submitted by the Chief Financial Officer
2. Discussion of direct file system submitted by Jail Population Impact Control Coordinator

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
